

UNITED STATES DISTRICT COURT

for the
Southern District of OhioFILED
RICHARD W. NAGEL
CLERK OF COURT

2017 JUN 21 PM 4:02

U.S. DISTRICT COURT
SOUTHERN DIST. OHIO
WESTERN DIV. DAYTONIn the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)

Case No.

3:17mj 286

Priority Mail Parcel, USPS Tracking Number, 9505 5265 4967 7170
0673 80, postmarked June 19, 2017, addressed to D. Hall, 2005
Riverside Dr., Dayton, OH 45405, with a return address of Dennise
Sanchez, 9465 92nd St, Scottsdale, AZ 85258.

APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

Priority Mail, USPS Tracking Number, 9505 5265 4967 7170 0673 80 (See Attachment "A")

located in the Southern District of Ohio, there is now concealed (identify the person or describe the property to be seized):

Controlled Substances, materials and documents reflecting the distribution of controlled substances through the U.S. Mails, including money and/or monetary instruments paid for controlled substances

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
- ☒ contraband, fruits of crime, or other items illegally possessed;
- ☐ property designed for use, intended for use, or used in committing a crime;
- ☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of: Title 21

Code Section	Offense Description
21 U.S.C. 846	Conspiracy to distribute a controlled substance
21 U.S.C. 841 (a) (1)	Possession with intent to distribute a controlled substance
21 U.S.C. 843 (b)	Use of a Communication Facility

The application is based on these facts:

See attached affidavit of U.S. POSTAL INSPECTOR ANDREW W. KREMER

- ☒ Continued on the attached sheet.
- ☐ Delayed notice _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

Sworn to before me and signed in my presence.

Date: 6-21-17

City and state: DAYTON, OHIO



Applicant's signature

ANDREW W. KREMER, U. S. POSTAL INSPECTOR

Printed name and title



Judge's signature

JUDGE WALTER H. RICE
U.S. DISTRICT COURT JUDGE

Printed name and title

AFFIDAVIT

I, ANDREW W. KREMER, having been duly sworn, depose and state:

1. I am a United States Postal Inspector, having been so employed since May 19, 2012. I am presently assigned to the Cincinnati Field Office, Pittsburgh Division of the Postal Inspection Service with investigative responsibility for southwest Ohio and northern Kentucky. Part of my investigative responsibility involves the use of the United States Mail in the illegal transporting of narcotics and other dangerous controlled substances and financial proceeds relating thereto.
2. Your Affiant completed United States Postal Inspection Service Basic Training in May 2012. The training involved narcotic investigation techniques, chemical field tests and training in the detection and identification of controlled substances being transported in the United States Mail. In addition to this formal training, your Affiant has worked since May 2012 with various federal, state and local law enforcement agencies in the investigation of the transportation of illegal drugs and their identification.
3. This Affidavit is made in support of a search warrant for the following property, namely a package associated with the following United States Postal Service (USPS) Priority Mail, USPS Tracking Number:

a. 9505 5265 4967 7170 0673 80

as further described in Attachment A. This affidavit is made in support of a warrant to search the package for evidence of a crime as well as contraband, fruits of a crime or other items illegally possessed in relation to the following offenses:

- a. Possession with Intent to Distribute Controlled Substances, in violation of Title 21, United States Code, § 841,
- b. Use of a Communication Facility, in violation of Title 21, United States Code, § 843(b), and
- c. Conspiracy to Possess with Intent to Distribute Controlled Substances, in violation of Title 21, United States Code, § 846.

Because this affidavit is submitted in support of the application of the United States to search the parcel, it does not include every fact known concerning this investigation, I have set forth facts and circumstances that I have relied upon to establish probable cause to justify the issuance of a warrant to search the above-described parcel.

4. Your Affiant has become aware that drug traffickers frequently use Priority Mail Express and/or Priority Mail, services offered by the USPS, to transport narcotics and other dangerous controlled substances. As a result of investigations and successful controlled

substance prosecutions where Priority Mail Express and/or Priority Mail were used, your Affiant has learned of certain characteristics indicative of other Priority Mail Express and/or Priority Mail items previously identified as containing narcotics or other dangerous controlled substances. Some of these characteristics include, but are not necessarily limited to or used on every occasion - false or non-existent return address, addressee is not known to receive mail at the listed delivery address, the package is heavily taped, the package is mailed from a known drug source location, labeling information contains misspellings, the label contains an illegible waiver signature, unusual odors emanating from the package, and the listed address is located in an area of known or suspected drug activity.

5. On June 21, 2017, during a review of postal mailings, your Affiant intercepted a parcel at the Dayton View Post Office, Dayton, Ohio.

The parcel is further described as:

Priority Mail, USPS Tracking Number: 9505 5265 4967 7170 0673 80

Sender: Dennise Sanchez
9465 92nd St
Scottsdale, AZ 85258

Addressee: D. Hall
2005 Riverside Dr.
Dayton, OH 45405

6. Observation and USPS tracking information of the above listed Priority Mail parcel, by your Affiant indicated it was mailed from the Contract Postal Unit (CPU) Roses Hallmark, Scottsdale, Arizona.
7. The Consolidated Lead Evaluation and Reporting (CLEAR) database system was researched by your Affiant regarding the listed return address, Dennise Sanchez, 9465 92nd St, Scottsdale, AZ 85258. CLEAR is a public record data investigative platform available exclusively to law enforcement and other government investigators about people and businesses. The information obtained from the system indicated there is no Dennise Sanchez associated with that address.
8. The CLEAR database was researched by your Affiant regarding the listed addressee on the package, D. Hall, 2005 Riverside Dr., Dayton, OH 45405. The information obtained from the system indicated there is no D. Hall associated with that address.
9. On June 21, 2017, your Affiant arranged for Detective Tony Hutson, Montgomery County (Ohio) Sheriff's Department for a narcotics canine to check the parcel. Detective Hutson and his canine "Gunner" are a currently certified narcotics team. The team is

certified by the Ohio Peace Officer Training Commission and the Office of the Attorney General (Ohio). On the same date, your Affiant met Detective Hutson at the USPS Dayton, Ohio Processing and Distribution Center where the parcel listed above was placed in separate office among several other similar parcels and presented to narcotic canine, "Gunner", who alerted positively to the presence or odor of a controlled substance upon the USPS package described below:

a. Priority Mail, USPS Tracking Number: 9505 5265 4967 7170 0673 80

Attached herewith, and incorporated by reference, is a photocopy of the narcotic canine handler's record of examination.

10. Based upon my experience and training, this information, along with the positive alert of narcotic canine "Gunner" is indicative of the parcel containing narcotics or proceeds relating thereof.
11. Based upon the information contained in this affidavit, your Affiant believes that there is probable cause to believe that the parcel described below will contain evidence and/or contraband, fruits of crime, or other items illegally possessed:

a. Priority Mail, USPS Tracking Number: 9505 5265 4967 7170 0673 80


Therefore, a search warrant to open the parcel is requested.

Further, your Affiant sayeth naught.



ANDREW W. KREMER
U.S. POSTAL INSPECTOR

Subscribed and sworn to and before me this 21st day of June, 2017


JUDGE WALTER H. RICE
U.S. DISTRICT COURT JUDGE

ATTACHMENT A
PROPERTY TO BE SEARCHED

The property to be searched is the package associated with **Priority Mail, USPS Tracking Number: 9505 5265 4967 7170 0673 80**, addressed to D. Hall, 2005 Riverside Dr., Dayton, OH 45405, with a return address of Dennise Sanchez, 9465 92nd St, Scottsdale, AZ 85258 .